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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

DONALD S. LOGAY,

Plaintiff,

v.

MIDLAND FUNDING LLC, aka MIDLAND
CREDIT MANAGEMENT INC., EXPERIAN
INFORMATION SERVICES, INC.,
EQUIFAX, INC. and TRANS UNION, LLC,

Defendants.

Case No.: 2:17-cv-00640-APG-NJK

**STIPULATION AND PROPOSED ORDER
TO SUBSTITUTE PARTY**

Plaintiff, DONALD S. LOGAY (“Plaintiff”) and Defendant, EQUIFAX, INC. (“Defendant”) jointly submit this Stipulation regarding the substitution of EQUIFAX INFORMATION SERVICES LLC as Defendant in place of Defendant EQUIFAX, INC.

WHEREAS, Plaintiff filed an action against the Defendant for alleged violations of the Fair Credit Reporting Act, 15 U.S.C. § 1681, et. seq (“FCRA”), and related state law claims on March 1, 2017.

WHEREAS, as information became available during discovery, Plaintiff learned that EQUIFAX, INC, the named Defendant in this action is a holding company for EQUIFAX INFORMATION SERVICES LLC, and is not a credit reporting agency subject to the FCRA.

WHEREAS, counsel for both parties have agreed that EQUIFAX INFORMATION

1 SERVICES, LLC. is the proper party to this litigation and should be substituted for EQUIFAX,
2 INC. as a Defendant in the above-captioned matter so that all claims made against EQUIFAX, INC.
3 are now made against EQUIFAX INFORMATION SERVICES LLC.

4 WHEREAS, the Plaintiff will amend their complaint to reflect EQUIFAX INFORMATION
5 SERVICES LLC as a Defendant in place of EQUIFAX, INC. in the above-referenced caption.
6 Defendant does not oppose to the Plaintiff amending their complaint.

7 WHEREAS, by this joint request, the parties move, subject to the approval of the Court, to
8 dismiss EQUIFAX, INC. from this action and remove EQUIFAX, INC. from the case caption and
9 replace with EQUIFAX INFORMATION SERVICES LLC.

10 WHEREAS EQUIFAX INFORMATION SERVICES LLC expressly reserves all defenses,
11 including any statute of limitations defenses.

12 THEREFORE, IT IS HEREBY STIPULATED, by and between the parties to this action
13 that:

- 14 1. EQUIFAX, INC., shall be dismissed from this case, without prejudice;
- 15 2. The caption in this proceeding shall be amended to remove EQUIFAX, INC. as a
16 defendant and shall be replaced by EQUIFAX INFORMATION SERVICES LLC. as a Defendant;

17 EQUIFAX INFORMATION SERVICES LLC expressly reserves all defenses, including
18 any statute of limitations defenses.

19 DATED this 16th day of May, 2017

DATED this 16th day of May, 2017

20 THE LAW OFFICE OF VERNON
21 NELSON

SNELL & WILMER, LLP

22 /s/ Vernon A. Nelson
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22 /s/ Bradley T. Austin
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26 Attorneys for Equifax Information Services LLC

1 Dated this 16th day of May, 2017.

2 LEWIS BRISBOIS BISGAARD & SMITH
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10 Dated this 16th day of May, 2017.

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12 /s/ Michael Ayers

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Midland Credit Management*

1 Dated this 16th day of May, 2017.

2 SNELL & WILMER L.L.P.

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16 *Attorneys for Experian Information Solutions,
17 Inc.*

18 **IT IS SO ORDERED.**



19 UNITED STATES MAGISTRATE JUDGE

20 DATED: May 18, 2017

21 CASE NO: 2:17-cv-00640-APG-NJK

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